



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Michael E. Moseley, et al. Examiner: William Jung  
Serial No. 09.606,137 Group Art Unit: 3737  
Filed: June 28, 2000 Docket No. 500.003US1  
Title: IMAGING METHOD FOR VISUALIZING IMPLANTED LIVING  
CELLS

**MAIL STOP APPEAL BRIEF - PATENTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF  
PATENT APPEALS AND INTERFERENCES**

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 500.00.

☒ Applicant claims small entity status. See 37 CFR 1.27.  
Therefore, the fee shown above is reduced by half, and  
the resulting fee is: \$ 250.00.

☐ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ **The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No.50-1391. I have enclosed a duplicate copy of this sheet.**

☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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Respectfully submitted,  
MICHAEL E. MOSELEY, et al.

By Their Representatives,

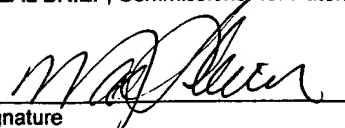
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Date: 27 January 2006

By:   
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CERTIFICATE UNDER 37 C.F.R. 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop APPEAL BRIEF, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on 27 January 2006.

Mark A. Litman  
Name

  
Signature